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FACSIMILE COVER SHEET

Date: November 3, 2008

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RE: USSN: 10/574,087
Filing Date: March 21, 2007
Applicants' Ref.: Case BY0031
For: METHOD FOR TREATING CIRCADIAN RHYTHM DISRUPTIONS

NUMBER OF PAGES BEING TRANSMITTED (INCLUDING COVER): 11

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Response under 37 C.F.R. § 1.116
Expedited Procedure
Examining Group: 1624

Patent
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Norikazu Otake et al.

Serial No.: 10/574,087

Case No.: BY0031

Art Unit:
1624

Filed : March 21, 2006

Examiner
Venkataraman
Balasubramanian

For : NOVEL PIPERIDINE DERIVATIVE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT UNDER 37 C.F.R. §1.116

Sir:

With reference to the Official action of August 1, 2008, made final, for which a response is permitted by November 1, 2008, or the next business day thereafter, the Applicants respectfully request reconsideration of the application in view of the following remarks in the hope that they will place the application in condition for allowance or at least in better condition for appeal. Any additional fees associated with this Response may be charged to Merck Deposit Account No. 13-2755.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this response. **Remarks** begin on page 8 of this response.